IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 6847 OF 2007

Smt. Vasudha Deepak Mankar .. Petitioner.

V/s.

Shridhar V. Athavale (HUF),
represented by its Karta & Manager,
Hari Shridhar Athavale .. Respondent.

Mr.N.P.Deshpande for the petitioner.

Mr.P.S.Dani for the Respondent.

CORAM : S. A. BOBDE, J.

DATED : 27th SEPTEMBER, 2007.

P.C. :-

. There is no reason to interfere with the impugned order. The appellate court will undoubtedly hear the appeal on merit and consider the making of an appropriate order in accordance with the law. The order of the appellate court, refusing permission to cross examine shall be restricted to the appeal proceedings and shall not prevent the appellate court from considering whether the petitioner is entitled to cross examine the respondent on merits at the trial even though his defence has been struck of, in accordance with the law.

2. In the result, the petition is dismissed.

(S.A.BOBDE,J.)